

SENATE BILL 2043
By Kyle

AN ACT to amend Tennessee Code Annotated, Title 36 and Title 37, relative to adoption and foster care.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-1-127, is amended by inserting the following language as new subdivisions (1) and (2) and by designating the current language of subsection (c) as subdivision (3):

(1) Notwithstanding any other language of this act to the contrary, the provisions of Tennessee Code Annotated, Sections 36-1-139 and 36-1-141, as they exist immediately prior to the passage of this act, shall continue in full force and effect until January 1, 1997 to provide the methods of access for persons for whom adoption records, sealed adoption records, or post-adoption records were created on or after March 16, 1951. The provisions for records access described in subdivision (3) of this subsection and the contact veto registry process described in subsections (d)-(f) of this section and §§ 36-1-128 -- 36-1-132 regarding access to adoption records, sealed adoption records, or post-adoption records for eligible persons under subdivision (c)(3) who are affected during the period beginning on March 16, 1951 until January 1, 1997 shall only become effective on January 1, 1997. It is the intent of the General Assembly to delay until January 1, 1997 the implementation of the contact veto process and its implementing procedures as described in the following provisions of this act; provided, however, this subdivision shall not be construed in any manner to apply to those eligible persons subject to the provisions of subsection (b).

(2) For the purposes of subdivision (1), the Code Commission is specifically directed to codify current §§ 36-1-139 and 36-1-141 as new §§ 36-1-142 and 36-1-143 of Title 36, Chapter 1, Part 1, or such other appropriately designated sections which will be designated as numerically subsequent to all other codified sections of Title 36, Chapter 1, Part 1, as amended by this act so that those two (2) sections do not interrupt the newly designated sequence of code sections and references to those newly designated code sections as may be established by this act.

SECTION 2. Tennessee Code Annotated, Title 36, Chapter 1, Part 1, is amended by adding the following as an appropriately designated new section:

This act shall be effective upon becoming law for purposes of any rulemaking requirements pursuant to Section 1 and for implementation of Sections 16 and 18; it shall be effective July 1, 1995 for purposes of implementing the access to adoption records prior to March 16, 1951 and for persons affected by the adoptive placements by the Tennessee Children's Home Society pursuant to §36-1-127(b), (g) and (h) of Section 1; it shall be effective on January 1, 1997 for purposes of implementing § 36-1-127(c)(3)-(f) of Section 1 and the designated code sections, §§36-1-128 -- 36-1-132, of Section 1 relative to implementation of the contact veto registry pursuant to Section 1, and for Section 17 of the act; and it shall be effective on January 1, 1996 for the remaining designated code sections of Section 1 and for Sections 2-15 of this act, the public welfare requiring it.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.